

1 A Again, sir, the readings were never numerical
2 readings. They were, from what I understood, just keeping a
3 record of the people that were on the air and if there was a
4 problem with the transmitter itself as if the light flashed
5 or as if the readings we took on the remote unit itself
6 showed freezing of the antenna up there. That was supposed
7 to be noted and called in to Mr. Turro.

8 Q Okay. My question, sir, is what did you see that
9 represented a transmitter reading for the Monticello station
10 transmitter? What would you see?

11 A The LED unit that I described earlier on today
12 that just gave you the different readings for the different
13 operations up there.

14 Q But for the transmitter reading, that would just
15 be a light that was either turned on or turned off?

16 A It was the set of LEDs, but I don't remember if
17 they also told you whether or not you were on or off. I
18 know that they recorded the temperatures, the tower lights
19 status, whether they were on or off, but I don't know -- I
20 don't remember -- the exact set-up.

21 Q Okay. If you read the temperature down in
22 Sullivan County, would you consider that a transmitter
23 reading?

24 A That was part of our readings to look at if we
25 needed -- for the actual readings for the log, sir, no.

1 Q Okay. If you looked at a status light telling you
2 whether the antenna froze or not, is that a transmitter
3 reading?

4 A No, that would be a discrepancy on the log, that
5 there is a problem with it.

6 Q Okay. So, what is a transmitter reading?

7 A It --

8 Q You have not told me yet, I do not think.

9 A In general, we were told to take readings. It
10 meant filling out the log and reporting if there was a
11 problem. There was no numerical value to put in.

12 Q But, Mr. Luna, here is where I am hanging up.
13 Your statement, which you signed on October 22, 1997, the
14 first page, Paragraph No. 3, says that you took transmitter
15 readings for both units and I am trying to get you to tell
16 me what you mean by transmitter readings. That is why I am
17 asking you these questions.

18 A Okay. And, again, it was to fill out the logs and
19 if there were any discrepancies, to report those. Put those
20 at the bottom of the logs.

21 Q So --

22 A In the Comments part of the log.

23 Q So, by transmitter readings, you mean you wrote
24 down the local temperature at the transmitter site --

25 A I did not write down the local temperature, no.

1 Q All right. You did not do that. Did you write
2 down something about the tower lights? Is that what a
3 transmitter reading meant to you?

4 A If there was a problem with them, yes.

5 Q Okay.

6 A We were supposed to note any problems.

7 Q So, you might note a problem if the transmitter
8 light burned out or something, right? I mean, the light up
9 on the tower. You might note something about that.

10 A Yes.

11 Q Okay. That is what you mean by a transmitter
12 reading.

13 A Yes.

14 Q Okay. So, if the tower light down in Monticello
15 burned out, you would write that down as a transmitter
16 reading recording?

17 A It was a transmitter associated reading. It was
18 communicating with the Monticello unit. This was one of the
19 things I was supposed to note while taking these readings.
20 Calling them readings, sir, is information put onto a log.
21 This is --

22 Q Okay. I accept that. But I am still trying to
23 find out what is a transmitter reading as opposed to a tower
24 light reading?

25 JUDGE STEINBERG: I think we plowed this over

1 about five times, --

2 MR. C. NAFTALIN: All right.

3 JUDGE STEINBERG: -- and I think the answers you
4 have gotten are the answers you are going to get if you ask
5 this question all night long. Let's move on.

6 MR. C. NAFTALIN: You are right, Your Honor, and I
7 apologize for going too far. I will move on.

8 BY MR. C. NAFTALIN:

9 Q Mr. Luna, would you take a look at your August 9,
10 1995 statement, which is attached to the October 22, 1997
11 statement we have been looking at?

12 JUDGE STEINBERG: Which one? There are two
13 versions.

14 MR. C. NAFTALIN: Actually, I do not care. As far
15 as I know, they are the same.

16 JUDGE STEINBERG: Let's all --

17 MR. C. NAFTALIN: How about the nicer one? Well,
18 I do not care, Your Honor.

19 JUDGE STEINBERG: Pages 238 and 239 --

20 MR. C. NAFTALIN: Great.

21 JUDGE STEINBERG: -- because that is easier to
22 read.

23 MR. C. NAFTALIN: Good idea.

24 THE WITNESS: Where am I?

25 JUDGE STEINBERG: He just wants you to look at

1 those, and he is going to direct your attention to
2 something.

3 BY MR. C. NAFTALIN:

4 Q If you would look at the first page where the date
5 is, August 9, 1995, typed up at the top?

6 A Yes.

7 Q Let me just ask you. It says, "Under penalty of
8 perjury, we, the undersigned, make the following statement."
9 Who is we, Mr. Luna?

10 A We should be I.

11 Q Okay. It is a mistake?

12 A I'm sorry?

13 Q Was that just a mistake?

14 A Yes.

15 Q Now, is it safe to say that your August 9, 1995
16 statement is describing or attempting to describe something
17 that you have called a deception?

18 A It was my understanding that it was.

19 Q Well, it is your statement. Were you trying to
20 describe a deception?

21 A Yes.

22 Q Okay. Let me explore your memory of this. On
23 what date did this purported deception take place?

24 A It was sometime in early April. I don't remember
25 the exact date.

1 Q Would that be in the first half of the month of
2 April, to the best of your memory?

3 A Yes.

4 Q Okay. Could it have been in the first ten days of
5 April, to the best of your memory?

6 A I don't recall.

7 Q Maybe yes, maybe no?

8 A It may have been. I tend to think more towards
9 the middle of the month, though.

10 Q The middle of the month, but the first half of the
11 month? Is that right?

12 A Within the first 15, 16 days of the month, yes.

13 Q Okay. On this day in April, is it your testimony
14 that you and Mr. Owen and Mr. Gahan were all working at the
15 Dumont studio?

16 A Yes, that's correct.

17 Q Mr. Turro called in on the telephone and he got
18 you on the telephone. Is that correct?

19 A No, he did not get me.

20 Q Well, he eventually got to you?

21 A Eventually, yes.

22 Q Okay. I mean, I do not really care who got it
23 first, but Mr. Turro starts speaking to you on the
24 telephone? Is that right?

25 A Yes.

1 Q Okay. It is your testimony that he directed you
2 to direct Mr. Owen and Mr. Gahan to take certain actions?
3 Is that correct?

4 A Yes.

5 Q He asked you to direct Mr. Owen to go over to the
6 remote control unit for the Monticello station. Is that
7 right?

8 A That's right.

9 Q He asked you to direct Mr. Gahan to go over to the
10 remote control unit for the Fort Lee translator. Is that
11 right?

12 A Yes.

13 Q That is the TC-8 unit, correct?

14 A Correct.

15 Q Okay. He had you stationed at the studio board
16 where the controls are for the program feed that goes out of
17 Dumont towards the Monticello station. Is that correct?

18 A That's correct.

19 Q Okay. He directed you to go through the actions
20 that are written up here in your August 9, 1995 statement?

21 A That's correct.

22 Q Is that correct?

23 A Uh-huh.

24 Q Did this scenario last for a couple of minutes, is
25 that right, approximately?

1 A From the time we started the conversation to the
2 time it was initiated, it was maybe about ten minutes,
3 total.

4 Q Okay. Outer limit, the whole of what you claim
5 was a deception was about ten minutes perhaps?

6 A Of the actual operation when we performed it, it
7 took not even a few seconds, a matter of seconds, to
8 complete it.

9 Q Okay.

10 A Once the order was given to do it.

11 Q All right. But the ten minute or less period of
12 time would have been when you first started talking to Mr.
13 Turro to the end of the purported deception?

14 A About that time, yes.

15 Q About that period of time. Okay. Let me set the
16 stage so we all have it plain. You are holding the phone to
17 your ear, right, and you have the other hand on the control
18 board to turn down volume, right?

19 A When I first spoke to Mr. Turro, no. I wasn't in
20 that position yet.

21 Q Well, did you reach that position?

22 A Yes.

23 Q Okay. I want to go through the actual operation
24 of what was supposed to be a deception, okay?

25 A Uh-huh.

1 Q All right. So you are standing at the control
2 board, phone in one hand, the other hand on the control
3 panel ready to turn down volume on the program feed, right?

4 A Uh-huh.

5 Q Okay.

6 JUDGE STEINBERG: Is the answer yes?

7 THE WITNESS: Yes.

8 JUDGE STEINBERG: Okay. Was it a speakerphone or
9 a regular phone?

10 BY MR. C. NAFTALIN:

11 Q Speakerphone or regular phone, Mr. Luna?

12 A Regular phone.

13 Q Regular phone. So, you are holding an instrument
14 to your ear?

15 A Yes.

16 Q Okay. The other hand is ready to turn down the
17 volume knob?

18 A Yes.

19 Q By lower, we mean this is an audio thing now. It
20 is not off. It is lowering.

21 A Right. Right.

22 Q Adjusting downward, right?

23 A Correct.

24 Q Okay. It is your testimony that William Owen is
25 over there ready to push that button to shut down the

1 Monticello transmitter, right?

2 A That's correct.

3 Q Okay. You state that Mr. Turro directed you to
4 have Mr. Gahan stand over at the TC-8 unit for the Fort Lee
5 station and hold down a button, right?

6 A Correct.

7 Q Okay. Then he said something like, "Go," and you
8 had Mr. Owen push an off button, you had Mr. Gahan holding
9 down another button, and you turned down volume, right?

10 A Correct.

11 Q Okay. Now, you say the purpose of this deception,
12 as you understood it, was to deceive an FCC inspector into
13 thinking you had remote control for the Monticello
14 transmitter, right?

15 A Correct.

16 Q Okay. You also say the deception failed because
17 the Monticello transmitter did not shut down?

18 A Correct.

19 Q How did you know it did not shut down?

20 A Because we didn't see an off air light strobe go
21 flash at that moment.

22 Q Okay.

23 A And I don't -- I believe that's the only way that
24 I knew. There may have been another way, but I don't want
25 to give you any further information because I don't know if

1 I'm correct.

2 I know that there were other ways of knowing, but
3 I -- it's too vague in my memory to remember what they were,
4 if there was anything else.

5 Q Okay. So, since you did not see the strobe light
6 flash, that is what indicated to you that the deception
7 failed and the transmitter at Monticello did not shut down;
8 is that correct?

9 A Yes.

10 Q Okay. What color was that strobe light?

11 A It was clear lens on it, I believe.

12 Q No color, just blank?

13 A No, it was a Xenon strobe, almost like a
14 fluorescent type, and it was a clear -- I've worked with a
15 few of them. I don't know if it was a clear or an amber one
16 now. I don't know.

17 Q Okay.

18 A I don't remember.

19 Q Did you know at the time you were in a process, at
20 least in your mind, of deceiving an FCC inspector?

21 A No, I did not.

22 Q When did you figure that out?

23 A I don't know, maybe a month or so later.

24 Q Okay. So, you did not know you were actively
25 taking part in deceiving a federal official, did you, sir?

1 A No.

2 Q Was this kind of scenario where you are on the
3 phone with one hand and the other hand is on the control
4 board and Mr. Owen is over at a control panel and Mr. Gahan
5 is over at another control panel and you are telling him to
6 hold buttons and push buttons, was that something that
7 happened very often?

8 A No.

9 Q Was that very unusual?

10 A Not for Jerry. I mean, there were a lot of times
11 where we had to do things on the spur of the moment and we
12 all followed what he wanted us to do because we idolized the
13 guy. He was our boss. We all loved him. You know, we did
14 what Jerry said to do.

15 Q Well, did you ever have times when it was you at
16 the control panel with the phone and Mr. Owen over at the
17 Monticello control and Mr. Gahan over at the Fort Lee
18 control that you remember?

19 A No.

20 Q Okay. So, as far as you remember, it is the only
21 time you had the three of you guys doing this kind of thing
22 together?

23 A Yes.

24 Q Okay. I believe you testified a few minutes ago,
25 Mr. Luna, that you were able to look at the TC-8 remote

1 control unit for the Fort Lee translator and tell whether
2 the transmitter was on or off; is that right? You could
3 tell its status; is that correct?

4 A Yes, yes.

5 Q Which light number told you that?

6 A No light number that I can remember told you if
7 you were off or at low power, but there was an LED -- again,
8 it may have been a four-digit LED set of lights -- that I
9 believe would read zero, zero, zero, zero across if you were
10 not operating at full. I don't know if that's a definite.

11 Q That is the status light you talked about before
12 that would either be on or off. Is that right?

13 A No.

14 Q Was there a status light that would tell you
15 whether the Fort Lee transmitter was on or off?

16 A A status light itself, no.

17 Q No. So it is your testimony that there was no
18 single light, just a Light, No. 1, 2, 3, 4, 5, 6, 7 8,
19 whatever? There was no single light that told you whether
20 the Fort Lee translator's transmitter was turned on or
21 turned off?

22 A No. To the best of my knowledge, I don't remember
23 there being a single light that told us that.

24 Q Okay. So you do not know if there was such a
25 light? I mean, is that correct? You do not remember?

1 A I don't remember.

2 Q You do not remember. Okay. Do you remember if
3 there was a single light on that TC-8 unit that tells you
4 whether the Fort Lee translator's auxiliary transmitter was
5 turned on or off?

6 A I do not have any knowledge of an auxiliary
7 transmitter.

8 Q Fair enough.

9 JUDGE STEINBERG: How about a backup transmitter?

10 BY MR. C. NAFTALIN:

11 Q You do not know either way if there was a backup
12 or an auxiliary transmitter?

13 A I don't know that there was, no.

14 Q You never went there and looked for yourself
15 anyway, right?

16 A No.

17 Q Okay. Now, I think you have testified that if
18 Light No. 5 was lit, then the Fort Lee translator was
19 receiving its audio over the air from Pomona, right?

20 A Yes.

21 Q Okay. Was there a light or any indication on the
22 TC-8 unit for the Fort Lee translator when it was receiving
23 its audio over the air from Monticello?

24 A No, sir, because at the time we were always
25 receiving within that chain from Monticello to Pomona and

1 then translated again by Fort Lee.

2 Q Okay. So --

3 A That was -- Pomona was added into that chain to
4 help improve that whole chain of events that would lead to
5 the Fort Lee translator being able to pick up --

6 Q Okay.

7 A -- the better quality signal.

8 Q Before the Pomona translator came into the chain,
9 as you just said, did you have knowledge of whether you
10 could tell whether the --

11 A I --

12 Q Let me finish, please. -- whether the Fort Lee
13 translator was receiving the Monticello signal or not?

14 A To the best of my knowledge, I believe it was also
15 that same No. 5 light.

16 Q The No. 5 light?

17 A I don't think that was changed.

18 Q Okay. With respect again to your August 9, 1995,
19 statement, Mr. Luna, I am going to ask you how it came
20 about. You came to the very end of your employment with
21 Jukebox Radio approximately the second week of June of 1995,
22 correct?

23 A Correct.

24 Q Is it correct that after that you were unemployed
25 for a period of time?

1 A Yes.

2 Q Then you took a job with Universal working at
3 WVNJ? Is that right?

4 A That's correct.

5 Q Did you start working at Universal approximately
6 the beginning of August of 1995?

7 A I remember -- yes, I believe it was probably maybe
8 the second or third week, around that time.

9 Q Is it fair to say that you started your employment
10 for Universal at WVNJ at about the same time as you signed
11 the August 9, 1995, statement?

12 A Yes.

13 Q Okay. Did Mr. Gaghan ask you to write a statement
14 which resulted in the August 9, 1995, statement?

15 A He didn't ask me to write it, no.

16 Q Did Mr. Howard Warshaw ask you to write it?

17 A No.

18 Q How did you come to write the August 9, 1995
19 statement?

20 A I did this basically to protect myself. My
21 feeling was the first job experience I had in radio wasn't
22 -- it was actually a very good one for a long time. Towards
23 the end it wasn't, and I had resumes prepared to go out to
24 other stations and didn't want this to reflect poorly on me
25 if the question came up about this, if something like this

1 came out. This meaning these proceedings now.

2 Q So, it is your testimony that neither Howard or
3 Miriam Warshaw, any of the Warshaw family, ever asked you to
4 write a statement ever?

5 A They did not ask me to write it, no.

6 Q Did they know you were writing a statement in
7 August of 1995?

8 A I don't know, sir.

9 MR. C. NAFTALIN: Can we go off the record for
10 just a moment, Your Honor?

11 JUDGE STEINBERG: Off the record.

12 (Whereupon, a short recess was taken.)

13 JUDGE STEINBERG: We are back on the record.

14 BY MR. C. NAFTALIN:

15 Q Mr. Luna, you in fact did discuss your concerns
16 about your employment at Jukebox Radio with Howard and
17 Miriam Warshaw, did you not?

18 A Yes, I did.

19 Q And did they not at some point ask you whether you
20 would be willing to provide such information to the FCC?

21 A I don't remember them asking to provide my
22 statement, but they did want to know if I would be willing
23 to cooperate, yes.

24 Q In other words, they did ask if you would be
25 willing to show your information to the FCC?

1 A Yes.

2 Q And was it not too long after that conversation
3 that you signed your August, 1995, statement?

4 A It was around the same time.

5 Q And is it not true that Edith Zecca actually typed
6 your August 9, 1995, statement?

7 A That's correct.

8 Q And she is the one that notarized your August 9,
9 1995, statement?

10 A Yes, that's correct.

11 Q At the time that Edith Zecca typed up your
12 statement and notarized it, she was Howard Warshaw's
13 secretary, was she not, sir?

14 A That's correct.

15 Q And working at WVNJ with Mr. Warshaw?

16 A Correct.

17 Q This is going back, but I do not remember what the
18 answer was. Did Mr. Gaghan ask you to write the statement
19 that resulted in the August 9, 1995, statement?

20 A No.

21 Q Did he know you were writing that statement, sir?

22 A Did he know I was writing it?

23 Q Yes.

24 A I believe he did, yes.

25 Q And you knew that he was writing a statement at

1 about the same time, did you not?

2 A I don't recall, but we did discuss the incident.
3 I don't recall if I knew at that point that he was writing
4 one.

5 Q Let me be more specific, Mr. Luna. You are aware
6 that there is a statement from Mr. Gaghan dated August 10,
7 1995, are you not?

8 A Yes.

9 Q We looked at it during the course of your
10 deposition. Is that not right?

11 A Yes, that's correct.

12 Q You saw a copy of Mr. Gaghan's August 10, 1995,
13 statement as he wrote it by hand, did you not, sir, before
14 it was typed?

15 A I believe I did, yes.

16 Q So at least as of the time you saw Mr. Gaghan's
17 handwritten statement before it was typed, you knew there
18 was a statement in the works, right?

19 A I knew that he was considering doing something of
20 that nature, yes.

21 Q Okay.

22 A But I didn't know if he was actually going to do
23 it.

24 Q But you knew he was at least working on something
25 that could become a formal statement?

1 A Yes.

2 Q Mr. Gaghan's statement included a sketch of the
3 front of a TC-8 unit, did it not, sir?

4 A I believe it did, yes.

5 Q And did you not help him remember some of the
6 details that would be appropriate for that sketch?

7 A He asked me at one point what it was, you know, or
8 what it looked like, yes.

9 Q He asked you some questions about the TC-8?

10 A Yes. He said he remembered one thing was
11 incorrect, and I said I think what you're describing is
12 correct. He went and did the diagram. I assume he did the
13 diagram because I didn't do the diagram for him.

14 Q And it is your understanding that Mr. Gaghan's
15 August 10, 1995, statement is discussing the same purported
16 deception incident back in April of 1995?

17 A Yes.

18 Q Did you testify earlier, Mr. Luna, that you had
19 the knowledge to go to the TC-8 remote control unit and
20 adjust the volume of the output at the Fort Lee translator?

21 A Got to the TC-8 unit to adjust the volume?

22 Q Yes.

23 A No, I did not say that.

24 Q Okay. That is fine. Mr. Luna, in your statement
25 of October 22, 1997, you talk about an incident when you

1 were in your car and you called in to the station and talked
2 to Chuck Garlin.

3 A Yes.

4 Q Do you recall that incident, sir?

5 A Yes, I do. At the time I lived in Jersey City,
6 which was most of the time within the listening area of the
7 Fort Lee translator. I was driving home on the turnpike
8 from Dumont, and Chuck dedicated some songs to me over the
9 radio. The first time I heard it it wasn't strange. I just
10 left him. I was a pretty good friend of his there. I
11 talked to him quite often about things. He was an executive
12 with AT&T, and he was trying to help me out in moving on and
13 doing things. It wasn't a real surprise to hear the first
14 song.

15 When I heard a second and a third song dedicated,
16 I thought it was strange. I pulled off the turnpike on my
17 exit and used the first pay phone I came to after the exit
18 to call and find out why he was doing this. He said because
19 we're off the air in Monticello. I said are you sure? He
20 said yes. I have the light flashing, and I've had several
21 calls from listeners. I said to him that I couldn't see how
22 that was because last I knew we were operating in Position 5
23 when I left.

24 Q Mr. Luna, let me direct your attention to Page 4
25 of your October 22, 1997, statement. You will see Paragraph

1 9 starts toward the end of that page.

2 A Yes.

3 Q There you say, "I responded that that must be
4 impossible as I was listening to the Jukebox Radio audio
5 signal over the Fort Lee translator."

6 A Which I was.

7 Q Right. In your statement here, are you not
8 reporting or testifying that you told Mr. Garlin that it was
9 impossible for you to be hearing Jukebox Radio coming off
10 the air from Fort Lee if the Monticello station was off the
11 air?

12 A Yes.

13 Q Have you not also testified, Mr. Luna, that the
14 microwave was being used routinely to provide audio directly
15 between Dumont and Fort Lee?

16 A Yes. As I said, routinely didn't mean every day
17 seven days a week.

18 Q But you were in your car, right, at this time?

19 A Yes.

20 Q So you could not see any indicator lights of any
21 nature in the Dumont studio, right?

22 A That's correct.

23 Q If the microwave was being used routinely to feed
24 audio between Dumont and Fort Lee, based upon your
25 understanding of routine operation it would be totally

1 possible for this event to have occurred, would it not?

2 A It wouldn't be totally possible when I left the
3 studio that night. The last I saw it was in operation.

4 Q And when you say to someone on the phone that gee,
5 that is impossible, that kind of says it all, does it not,
6 sir?

7 A You're putting a certain degree on my statement.
8 How can you read from text -- I don't know what the correct
9 word is -- whether or not I was saying it with a certain
10 amount of urgency. My first instinct was to say it can't
11 be. It's impossible that it's not because when I left we
12 were fine.

13 Q That is not what your statement says, sir. You
14 said it was impossible because you were listening to Jukebox
15 Radio coming in on 103.1 from Fort Lee.

16 You did not say in your statement because some
17 period of time earlier you saw a status light, right? That
18 is not what your statement says, is it, sir?

19 A No, it doesn't say that.

20 Q You have also testified that you were able, by
21 listening to the transmissions on 103.1 megahertz from Fort
22 Lee, to easily tell the difference between the audio quality
23 if the Fort Lee translator was receiving audio from Pomona
24 as compared to your belief that it was receiving it from the
25 microwave?

1 A Can you repeat the question?

2 Q Sure. To your knowledge, sir, sometimes the Fort
3 Lee translator was receiving its Jukebox Radio audio from
4 the Pomona translator, right?

5 A Correct.

6 Q And according to your testimony, sometimes the
7 Fort Lee translator was receiving Jukebox Radio audio over
8 this microwave, right?

9 A Yes.

10 Q And have you not testified that if you were out
11 somewhere and you were listening on 103.1, you could
12 immediately tell the difference between the audio being
13 delivered by Pomona as opposed to the audio being delivered
14 by the microwave?

15 A Most of the time I could tell, yes.

16 Q Most of the time? Not all of the time? Is that
17 correct?

18 A Not all the time.

19 Q So to your mind, sir, the quality of the Pomona
20 translator signal would have delivered audio that was, at
21 least to your ear, noticeably less than what could have been
22 delivered over a microwave?

23 A Did you say most of the time, sir?

24 Q Most of the time.

25 A Yes.

1 MR. C. NAFTALIN: That is it. I am through, Your
2 Honor.

3 EXAMINATION BY THE JUDGE

4 JUDGE STEINBERG: You were talking about the Chuck
5 Garlin incident in Paragraph 9.

6 THE WITNESS: Yes.

7 JUDGE STEINBERG: You said that when you left the
8 station, the light was on on No. 5?

9 THE WITNESS: Yes. Correct.

10 JUDGE STEINBERG: And No. 5 indicated that the
11 Pomona translator was on the air?

12 THE WITNESS: The Pomona translator was on the air
13 regardless, but No. 5 would mean that the Fort Lee
14 translator was receiving the Pomona translator signal.

15 JUDGE STEINBERG: So when you left the station and
16 tuned in to the station on your car radio, it was being fed
17 by Pomona?

18 THE WITNESS: No. I was monitoring 103.1, which
19 was Fort Lee.

20 JUDGE STEINBERG: But Fort Lee was being supplied
21 by Pomona?

22 THE WITNESS: Yes.

23 JUDGE STEINBERG: Supplied might not be the right
24 word, but it is getting its programming --

25 THE WITNESS: It was receiving its --